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19 THOMAS RAY WOODSON

20 UNITED STATES DISTRICT COURT

21 NORTHERN DISTRICT OF CALIFORNIA

22 OAKLAND DIVISION

23 THOMAS RAY WOODSON,

Case No. 4:07-CV-04925-CW

24 Plaintiff,

**STIPULATION AND ORDER
EXTENDING DISCOVERY CUT-OFF
FOR EXPERT WITNESSES**

25 v.

26 J. RODRIGUEZ, et al.,

Judge: The Honorable Claudia Wilken

27 Defendants.

Complaint Filed: September 21, 2007
Trial Date: June 27, 2011

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2 Pursuant to Northern District Local Rules 7-12 and 16-2, counsel for Plaintiff Thomas R.
3 Woodson and counsel for Defendants J. Rodriguez, E. Camarena, J. Parra, D. Vega, and
4 Sergeant Kircher hereby submit this Stipulation and Proposed Order to extend the expert
5 discovery cut-off for medical experts.

6 The Parties previously agreed to extend the case management dates, as set forth in the
7 stipulated order adopted by this Court on January 14, 2011 (Dkt. 107) and February 1, 2011
8 (Dkt. 109);

9 On January 14, 2011, the parties disclosed their proposed medical and non-medical expert
10 witnesses;

11 On January 25, 2011, counsel for Defendants supplemented discovery responses
12 indicating the existence of three x-ray scans and two MRI scans for Plaintiff, and indicating that
13 these would be made available for inspection and copying as required by the Federal Rules of
14 Civil Procedure;

15 Subsequently, Defendants offered to make these documents available in San Francisco,
16 California, for inspection and copying, and Plaintiff agreed;

17 On February 7, 2011, a copying service retained by counsel for Plaintiff scanned the
18 x-rays and MRI scans. Plaintiff avers that his medical expert received the copies on February 9,
19 2011, and that Plaintiff's medical expert needs additional time to review these documents;

20 On February 9, 2011, after the deadline for submission of expert reports, Plaintiff's
21 counsel disclosed a supplemental expert report by Mr. Roger Clark, Plaintiff's retained expert,
22 based on publicly-available documents referred to in a January 26, 2011 deposition of Salinas
23 Valley State Prison, where the events underlying this lawsuit occurred. The parties agree that an
24 extension of time for any rebuttal expert to Mr. Clark is appropriate.

25 In light of the foregoing, IT IS HEREBY STIPULATED AND AGREED by the Parties,
26 by and through their respective counsel, that:

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1. The case management dates related to medical expert witnesses be reset as follows:

Event	Current Deadline	Stipulated Deadline
Medical expert reports	2/11/11	2/18/11
Medical expert rebuttal reports	3/1/11	3/8/11
Medical expert discovery cut-off	3/18/11	3/25/11

2. The deadline for Defendants to disclose a rebuttal use of force expert and expert report is extended to February 18, 2011.

3. None of the other case management dates are altered by this stipulation.

Dated: February 9, 2011

Respectfully Submitted,

MATTHEW I. KREEGER
DANIEL P. MUINO
J. MANENA BISHOP
JANELLE J. SAHOURIA
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MORRISON & FOERSTER LLP

By: /s/ Janelle J. Sahouria
JANELLE J. SAHOURIA

Attorneys for Plaintiff
THOMAS RAY WOODSON

Dated: February 9, 2011

JOSE A. ZELIDON-ZEPEDA
NEAH HUYNH
CALIFORNIA ATTORNEY GENERAL'S
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By: /s/ Jose A. Zelidon-Zepeda
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2 **ECF ATTESTATION**
3

4 I, JANELLE J. SAHOURIA, am the ECF User whose ID and password are being used to
5 file the following document: STIPULATION AND [PROPOSED] ORDER EXTENDING
6 DISCOVERY CUT-OFF FOR EXPERT WITNESSES. In compliance with General Order 45,
7 X.B., I hereby attest that Jose A. Zelidon-Zepeda has concurred in this filing.
8

9 Dated: February 9, 2011

10 JANELLE J. SAHOURIA
11 **MORRISON & FOERSTER LLP**
12

13 By: /s/ Janelle J. Sahouria
14 JANELLE J. SAHOURIA
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2 PURSUANT TO THE PARTIES' STIPULATION, IT IS SO ORDERED.
3
4 Dated: 2/15/2011 _____
5 HONORABLE CLAUDIA WILKEN
United States District Court Judge
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